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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 LUIS ENRIQUE DEMETRIO MENDOZA)
 a/k/a DEMETRIO MENDOZA,)
 a/k/a LUIS E. MENDOZA,)
)
 Defendant.)

No. CR 08-0479- JW

**STIPULATION AND
 [PROPOSED] ORDER REGARDING
DISCOVERY**

The United States and the defendant in this action, through undersigned counsel, hereby stipulate and agree as follows:

1. The United States has produced to defendant's counsel of record in this matter discovery containing sensitive tax, personal and/or financial information of third parties, subject to the following conditions.

2. Defense counsel shall not disclose any documents or information produced by the United States to anyone except her client, any defense witnesses, experts or investigators retained in this case, or any defense staff working on the case. Moreover, defendant, defense witnesses, experts or investigators, or defense staff shall not disclose such documents or information to anyone, absent further order of the Court.

1 3. The documents and information described in paragraph 1 shall be used only to
2 prepare and evaluate the defense in this proceeding. Any person to whom the documents or
3 information are disclosed must be provided with a copy of this Stipulation and Order. The
4 materials provided to defense counsel pursuant to this order, and any copies thereof, shall be
5 returned to the government at the conclusion of this case.

6 4. The documents described above shall not be copied at all unless copying is
7 necessary for preparation of the defense in this proceeding. Any copy of the materials that is
8 made shall be accompanied at all times by a copy of this Stipulation and Order. No document or
9 copy thereof shall be left with any defense witness.

10 DATED: August 25, 2008

/s/ Cynthia Stier
CYNTHIA STIER
Assistant United States Attorney

12 DATED: August 25, 2008

/s/ Frederic Warner
FREDERIC WARNER
Counsel for Luis Mendoza

14
15 ORDER

16 In light of the stipulation and agreement of the parties to this action, and good cause
17 appearing therefor, it is HEREBY ORDERED that disclosure of the above-described information
18 shall be restricted as set forth in Paragraphs 1 through 4 above.

19 IT IS SO ORDERED.

20 DATED:

21 JAMES WARE
United States District Judge